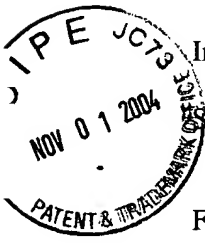


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re application of: **Czaja, et al.**

Serial No.: **09/783,729**

Group Art Unit: **2663**

Confirmation No.: **2916**

Filed: **February 13, 2001**

Examiner: **Christine Y. Ng**

For: **Method and Apparatus for Controlling Forward Link Power During an Intergenerational Soft Handoff in a CDMA Communication System**

In accordance with 37 C.F.R. 1.8, I, Barbara S. Kelly, hereby certify that this correspondence and all its attachments are being deposited on **Wednesday, October 27, 2004** with the U.S. Postal Service with sufficient postage as First Class mail in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Barbara Kelly 10/27/04
Barbara S. Kelly

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT TRANSMITTAL LETTER

Transmitted herewith is a First Amendment (**in 8 pages**) to an Office Action issued 07/28/04 in regard to the above-identified application. Also enclosed is the following:

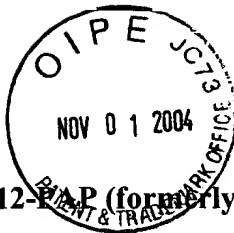
(XX) A Photocopy of a Previously-Filed Change of Correspondence Address, 1 page.

(XX) The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims and additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d) to Deposit Account No. 50-0490.

Date: 10/27/2004
October 27, 2004

William C. Boling
William C. Boling
Registration No. 41,625

JAQUEZ & ASSOCIATES
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San Diego, CA 92122
(858) 453-2004 (voice)
(858) 453-1280 (facsimile)



2663
JFW

VIA-012-PAP (formerly LSI-001-PAP)

Reply Date: October 27, 2004
Reply to Office Action of July 28, 2004

In re application of: **Czaja, et al.**

Serial No.: **09/783,729**

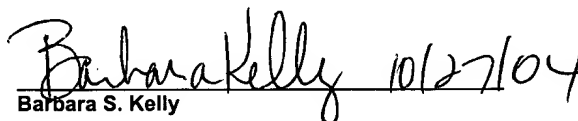
Group Art Unit: **2663**
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Barbara S. Kelly

Mail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FIRST AMENDMENT

Dear Sir:

This paper timely responds to an Office Action mailed July 28, 2004 ("the current Office Action") in respect of the subject application. No excess claim fees are due, and no fee calculation sheet attached, because the same or fewer independent as well as total claims remain after entry of the present amendment. Please amend the claims as indicated below, and consider the subsequent remarks.

Amendment to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks begin on page 7 of this paper.